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13 *Attorneys for Defendants*

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15 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

16 NOEL C. MURRAY and DR. SWARNA
PERERA, on behalf of themselves and all others
17 similarly situated,

Case No.: 2:18-cv-01382-MMD-GWF

18 Plaintiffs,
19 v.
20 PROVIDENT TRUST GROUP, LLC, and
ASCENSUS, LLC,
21 Defendants.

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND THE TIME FOR
DEFENDANTS TO RESPOND TO
COMPLAINT**

22
23 Plaintiffs Noel C. Murray and Dr. Swarna Perera (“Plaintiffs”), by and through their counsel
of record, the Law Office of Hayes & Welsh and the Law Office of Christopher J. Gray, P.C., and
24 Defendants Provident Trust Group, LLC, and Ascensus, LLC, by and through their counsel of
record, Greenberg Traurig, LLP, and Groom Law Group, Chartered, stipulate and request that the
25 Court extend the time by which Defendants must respond to the Complaint by forty-five (45) days
26 up to, and including, **October 8, 2018**. This Stipulation is made and based upon the following:
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- 1 1. Plaintiffs filed their Complaint on July 26, 2018, in which they allege Defendants
2 breached their contractual and fiduciary duties as trustees and custodians of Plaintiffs'
3 Individual Retirement Accounts. ECF No. 1. Plaintiffs seek certification to represent a
4 class of similarly situated individuals across the country. *Id.*
- 5 2. Defendants were served with the Complaint on August 2, 2018. ECF No. 7.
6 Defendants' response is currently due August 23, 2018. *Id.*
- 7 3. Counsel for Defendants have recently been engaged and require additional time to
8 evaluate Plaintiffs' allegations and prepare a response, taking into account the exercise
9 of due diligence.
- 10 4. In light of the foregoing, the parties agree that Defendants shall have up to, and
11 including, **October 8, 2018**, to respond to the Complaint.
- 12 5. This is the first request for an extension of time. This Stipulation is entered into in good
13 faith and not for purposes of delay.

15 DATED this 20th day of August, 2018.

16 */s/ Jason Hicks*

17 _____
18 Mark F. Ferrario, Esq.

19 _____
20 Jason K. Hicks, Esq.

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22 GREENBERG TRAURIG, LLP

23 _____
24 Michael J. Prame, Esq.

25 _____
26 Sarah M. Martin, Esq.

27 _____
28 GROOM LAW GROUP, CHARTERED

29 _____
30 *Attorneys for Defendants*

15 DATED this 20th day of August, 2018.

16 */s/ Christopher Gray*

17 _____
18 Martin L. Welsh, Esq.

19 _____
20 LAW OFFICE OF HAYES & WELSH

21 _____
22 Christopher J. Gray, Esq.

23 _____
24 Michael Giarrusso, Esq.

25 _____
26 LAW OFFICE OF CHRISTOPHER J. GRAY

27 _____
28 *Attorneys for Plaintiffs*

29 IT IS SO ORDERED.

30 

31 _____
32 UNITED STATES MAGISTRATE JUDGE

33 _____
34 DATED: 8-21-2018